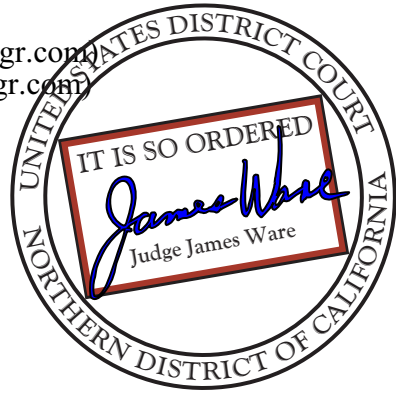


DAVID H. KRAMER, State Bar No. 168452 (dkramer@wsgr.com)
MICHAEL A. BERTA, State Bar No. 194650 (mberta@wsgr.com)
WILSON SONSINI GOODRICH & ROSATI
Professional Corporation
650 Page Mill Road
Palo Alto, CA 94304-1050
Telephone: (650) 493-9300
Facsimile: (650) 565-5100

Attorneys for Plaintiff
GOOGLE INC.



G. HOPKINS GUY, III, State Bar No. 124811, (hopguy@orrick.com)
ERIC L. WESENBERG, State Bar No. 139696 (ewesenberg@orrick.com)
ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
Menlo Park, CA 94025
Telephone: (650) 614-7400
Facsimile: (650) 614-7401

Attorneys for Defendant
AFFINITY ENGINES, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

GOOGLE INC., a Delaware corporation,

Plaintiff,

v.

AFFINITY ENGINES, INC., a Delaware
corporation,

Defendant.

CASE NO.: C-05-00598 JW (HRL)

**STIPULATION AND
ORDER FOR DISMISSAL**

1 IT IS HEREBY STIPULATED, by and between the parties in this action, through their
2 respective counsel of record, that this action and all claims asserted herein are hereby dismissed
3 with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1). Each party shall bear its
4 own attorneys' fees and costs in connection with this action.

5
6
7 DATED: January 19, 2006

WILSON SONSINI GOODRICH & ROSATI PC

8
9 By /s/ David H. Kramer
10 David H. Kramer
11 Attorneys for Plaintiff Google Inc.


12 DATED: January 19, 2006

ORRICK, HERRINGTON AND SUTCLIFFE LLP

13
14 By /s/ G. Hopkins Guy, III
15 G. Hopkins Guy, III
16 Attorneys for Defendant Affinity Engines, Inc.

17
18 IT IS SO ORDERED.

19 DATED: January 20, 2006

20
21 
22 The Honorable James Ware
23 United States District Court Judge
24
25
26
27
28

CERTIFICATION

I, David H. Kramer, am the ECF User whose identification and password are being used to file this STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL. In compliance with General Order 45.X.B, I hereby attest that all parties have concurred in this filing.

DATED: January 19, 2006

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

By: /s/ David H. Kramer
David H. Kramer
Attorneys for Plaintiff Google Inc.